

## UNITED STATES DISTRICT COURT

## FOR THE EASTERN DISTRICT OF CALIFORNIA

11 JONATHAN COFFER,

Case No. 2:25-cv-0926 JDP (P)

12 Plaintiff,

13 ORDER

14 SIERRA PROMISE DUGAN,

15 Defendant.

17 Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to  
18 42 U.S.C. § 1983. Plaintiff has neither filed an application to proceed *in forma pauperis* pursuant  
19 to 28 U.S.C. § 1915 nor paid the filing fee for this action.

20 The federal venue statute provides that a civil action “may be brought in (1) a judicial  
21 district in which any defendant resides, if all defendants are residents of the State in which the  
22 district is located, (2) a judicial district in which a substantial part of the events or omissions  
23 giving rise to the claim occurred, or a substantial part of property that is the subject of the action  
24 is situated, or (3) if there is no district in which an action may otherwise be brought as provided in  
25 this action, any judicial district in which any defendant is subject to the court’s personal  
26 jurisdiction with respect to such action.” 28 U.S.C. § 1331(b).

27 In this case, the defendant is located, and the claim arose in Alameda County, which is in  
28 the Northern District of California. Therefore, plaintiff’s claim should have been filed in the

1 United States District Court for the Northern District of California. In the interest of justice, a  
2 federal court may transfer a complaint filed in the wrong district to the correct district. *See*  
3 28 U.S.C. § 1406(a); *Starnes v. McGuire*, 512 F.2d 918, 932 (D.C. Cir. 1974).

4 Accordingly, IT IS HEREBY ORDERED that this matter is transferred to the United  
5 States District Court for the Northern District of California.

6 IT IS SO ORDERED.  
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8 Dated: April 9, 2025

  
9 JEREMY D. PETERSON  
10 UNITED STATES MAGISTRATE JUDGE

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